

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Chairman Bob Lake, on March 11, 2009 at 9:00 A.M.,
in Room 152 Capitol

ROLL CALL

Members Present:

Rep. Bob Lake, Chairman (R)
Rep. Jill Cohenour, Vice Chairman (D)
Rep. Janna Taylor, Vice Chairman (R)
Rep. Dick Barrett (D)
Rep. Mark Blasdel (R)
Rep. Edward B. Butcher (R)
Rep. Wanda Grinde (D)
Rep. Robin Hamilton (D)
Rep. Brian Hoven (R)
Rep. Mike Jopek (D)
Rep. Dave McAlpin (D)
Rep. Mike Miller (R)
Rep. Art Noonan (D)
Rep. JP Pomnichowski (D)
Rep. Lee Randall (R)
Rep. J. David Roundstone (D)
Rep. Jon Sonju (R)
Rep. Wayne Stahl (R)
Rep. Chas Vincent (R)
Rep. Brady Wiseman (D)

Members Excused: None

Members Absent: None

Staff Present: Jeff Martin, Legislative Branch
Jennifer O'Loughlin, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 640, 3/5/2009

Executive Action: HB 360; HB 395; HB 413; HB 508;
HB 624; HB 631; HB 636

HEARING ON HB 640

Opening Statement by Sponsor:

00:02:03 Rep. Art Noonan (D), HD 74, opened the hearing on
HB 640, Limit deduction of qualified residential
interest to fund Housing Montana fund.

Proponents' Testimony:

00:08:25 Michael O'Neil, AWARE Montana Home Choice Coalition
[EXHIBIT\(tah54a01\)](#)

00:19:46 Rep. Betsy Hands, HD 99
[EXHIBIT\(tah54a02\)](#)

00:26:35 Sheila Rice, Neighbor Works

00:33:22 Andrea Davis, Homeward

00:37:38 Tara Veazey, Montana Budget and Policy Center

00:39:37 Judy Smith, Montana Women Vote

00:42:07 Mathew Rude, Rocky Mountain Development Council

00:42:55 Beth Brenneman, Disability Rights Montana

Opponents' Testimony:

00:44:35 Joe Roberts, Montana Association of Realtors

Informational Testimony:

00:50:41 Brian Olson, Department of Revenue

00:50:56 Bruce Brensdal, Executive Director, Montana Board of
Housing

Questions from Committee Members and Responses:

00:51:22 Rep. Miller

00:51:47 Mr. Brensdal

00:52:14 Rep. Miller

00:52:55 Mr. Roberts

00:53:35 Rep. Miller

00:54:05 Rep. Noonan

00:54:46 Rep. Miller

00:54:54 Rep. Noonan
00:55:04 Mr. O'Neil
00:56:15 Rep. Hoven
00:56:32 Rep. Hands
00:56:56 Mr. Brensdal
00:57:45 Rep. Hoven
00:57:56 Mr. Brensdal
00:58:08 Rep. Taylor
00:58:58 Mr. Brensdal
01:00:10 Rep. Taylor
01:00:37 Mr. Brensdal
01:01:12 Rep. Taylor
01:01:24 Mr. Brensdal
01:01:32 Chairman Lake
01:01:44 Mr. Brensdal
01:01:53 Chairman Lake
01:02:04 Mr. Brensdal
01:02:10 Rep. Wiseman
01:02:55 Ms. Rice
01:04:04 Rep. Wiseman
01:04:24 Ms. Rice
01:04:57 Chairman Lake
01:05:24 Rep. Noonan
01:05:30 Chairman Lake
01:05:55 Rep. Noonan
01:06:16 Chairman Lake

Closing by Sponsor:

01:06:25 Rep. Noonan
01:12:55 Chairman Lake closed the hearing.

**Informational Presentation on
Montana State Tax Expenditures**

01:14:16 Marla Larson, Economist, Tax Policy and Research, DOR

Discussion:

01:27:43 Chairman Lake
01:27:54 Rep. Miller
01:28:11 Ms. Larson
01:28:50 Rep. Wiseman
01:29:01 Ms. Larson
01:30:32 Chairman Lake

01:30:56 Break
01:48:49 Reconvene

EXECUTIVE ACTION ON HB 360

Rep. Jopek did not return to the room.

01:49:48 **Motion:** Rep. Cohenour moved that **HB 360 DO PASS.**

Discussion:

01:50:00 Rep. Miller
01:50:16 Rep. Cohenour
01:50:41 Rep. Hoven
01:51:10 Chairman Lake
01:51:19 Rep. Cohenour

01:51:28 Rep. Sonju called the question.

01:51:33 Chairman Lake
01:51:37 Rep. Butcher

00:52:00 **Vote:** Motion carried 14-6 by roll call vote with Rep. Blasdel, Rep. Butcher, Rep. Lake, Rep. Randall, Rep. Sonju, and Rep. Stahl voting no. Rep. Jopek and Rep. Roundstone voted by proxy.

EXECUTIVE ACTION ON HB 395

01:53:36 **Motion:** Rep. McAlpin moved that **HB 395 DO PASS.**

Discussion:

01:53:44 Rep McAlpin
01:54:00 Rep. Barrett
01:54:19 Rep. Hoven
01:55:00 Rep. Roundstone returned to the room
01:55:09 Rep. Butcher

01:56:22 Rep. Sonju called the question.

01:56:26 **Vote:** Motion failed 10-10 by roll call vote with Rep. Barrett, Rep. Cohenour, Rep. Grinde, Rep. Hamilton, Rep. Jopek, Rep. McAlpin, Rep. Noonan, Rep. Pomnichowski, and Rep. Wiseman voting aye. Rep. Jopek voted by proxy.

EXECUTIVE ACTION ON HB 413

01:58:13 **Motion:** Rep. Cohenour moved that **HB 413 DO PASS.**

01:58:42 **Motion:** Rep. Cohenour moved that **HB 413 BE AMENDED.**
EXHIBIT(tah54a03)

Discussion:

01:58:53 Rep. Cohenour
02:00:51 Rep. Wiseman
02:02:14 Rep. Stahl
02:02:37 Mr. Martin

02:03:10 **Vote:** Motion passed 19-1 by voice vote with Rep. Sonju voting no. Rep. Jopek voted by proxy.

02:03:32 **Motion:** Rep. Cohenour moved that **HB 413 DO PASS AS AMENDED.**

Discussion:

02:03:40 Rep. Miller
02:04:10 Rep. Taylor
02:04:50 Rep. Cohenour
02:05:17 Chairman Lake

02:05:30 Rep. Grinde called the question.

02:05:51 **Vote:** Motion carried 17-3 by voice vote with Rep. Blasdel, Rep. Sonju, and Rep. Vincent voting no. Rep. Jopek voted by proxy.

EXECUTIVE ACTION ON HB 508

Chairman Lake handed the gavel to Vice Chairman Taylor.

02:06:35 **Motion:** Rep. Lake moved that **HB 508 DO PASS.**

02:07:13 **Motion:** Rep. Lake moved that **HB 508 BE AMENDED.**
EXHIBIT(tah54a04)

Discussion:

02:07:28 Chairman Lake
02:08:28 Mr. Martin
02:10:23 Rep. Cohenour

02:11:17 Rep. Butcher
02:11:47 Rep. Grinde
02:12:42 Rep. Stahl
02:13:21 Rep. Barrett
02:13:42 Rep. Lake

02:14:07 **Vote:** Motion carried 17-3 by roll call vote with Rep. Cohenour, Rep. Jopek, and Rep. Wiseman voting no. Rep. Jopek voted by proxy.

02:15:46 **Motion:** Rep. Lake moved that **HB 508 DO PASS AS AMENDED.**

Discussion:

02:15:54 Rep. Barrett
02:16:41 Rep. Hoven
02:17:15 Rep. Miller
02:17:34 Rep. Cohenour
02:18:11 Vice Chairman Taylor
02:18:36 Rep. Lake

00:19:20 Rep. Sonju called the question.

02:19:31 **Vote:** Motion carried 11-9 by roll call vote with Rep. Barrett, Rep. Cohenour, Rep. Grinde, Rep. Hamilton, Rep. Jopek, Rep. McAlpin, Rep. Pomnichowski, Rep. Roundstone, and Rep. Wiseman voting no. Rep. Jopek voted by proxy.

Rep. Sonju left the room.

EXECUTIVE ACTION ON HB 624

02:21:54 **Motion:** Rep. Taylor moved that **HB 624 DO PASS.**

02:22:51 **Motion:** Rep. Taylor moved that **HB 624 BE AMENDED.**
EXHIBIT(tah54a05)

Discussion:

02:23:06 Mr. Martin

02:23:40 Rep. Miller called the question.

02:23:53 **Vote:** Motion carried unanimously by voice vote. Rep. Jopek and Rep. Sonju voted by proxy.

02:24:14 **Motion:** Rep. Taylor moved that **HB 624 DO PASS AS AMENDED.**

Discussion:

02:24:24 Rep. Barrett

02:25:47 Rep. Sonju returned to the room.

02:25:53 Rep. Cohenour

02:26:42 **Motion:** Rep. Grinde moved that **HB 624 BE TABLED.**

02:26:51 **Vote:** Motion carried 12-8 by roll call vote with Rep. Blasdel, Rep. Butcher, Rep. Lake, Rep. Miller, Rep. Randall, Rep. Sonju, Rep. Stahl, and Rep. Taylor voting no. Rep. Jopek voted by proxy.

EXECUTIVE ACTION ON HB 631

02:29:01 **Motion:** Rep. Taylor moved that **HB 631 DO PASS.**

Discussion:

02:29:20 Rep. Noonan

02:31:17 Rep. Miller

02:31:36 Rep. Vincent

Rep. Butcher called the question.

02:32:14 **Vote:** Motion carried 19-1 by voice vote with Rep. Stahl voting no. Rep. Jopek voted by proxy.

EXECUTIVE ACTION ON HB 636

02:32:51 **Motion:** Rep. Taylor moved that **HB 636 DO PASS.**

02:33:46 **Motion:** Rep. Taylor moved that **HB 636 BE AMENDED.**
EXHIBIT (tah54a06)

Discussion:

02:34:22 Mr. Martin

02:38:01 Rep. Butcher

02:38:24 Mr. Martin

02:38:50 Chairman Lake

02:39:10 Mr. Martin
 02:39:22 Chairman Lake
 02:39:30 Rep. Cohenour
 02:39:59 Chairman Lake
 02:40:13 Rep. Cohenour
 02:40:29 Rep. Sonju
 02:41:10 Rep. Wiseman
 02:42:12 Rep. Butcher
 02:43:14 Chairman Lake
 02:43:20 Rep. Wiseman
 02:43:35 Rep. Taylor
 02:44:05 Rep. Stahl
 02:44:14 Mr. Martin
 02:44:23 Rep. Stahl
 02:44:31 Rep. Cohenour
 02:44:38 Mr. Martin
 02:44:47 Rep. Pomnichowski
 02:46:09 Chairman Lake
 02:46:20 Rep. Sonju

02:46:41 Rep. Sonju called the question.

02:46:53 **Vote:** Motion carried 17-3 by voice vote with Rep. Lake, Rep. Stahl, and Rep. Taylor voting no. Rep. Jopek voted by proxy.

02:47:11 **Motion:** Rep. Sonju moved that **HB 636 DO PASS AS AMENDED.**

Discussion:

02:47:27 Rep. Barrett
 02:47:59 Rep. Cohenour
 02:49:26 Rep. Sonju

02:49:45 Rep. Butcher called the question.

02:49:51 **Vote:** Motion carried 17-3 by roll call vote with Rep. Lake, Rep. Stahl, and Rep. Taylor voting no. Rep. Jopek voted by proxy.

02:51:45 Rep. Barrett
 02:52:02 Chairman Lake

ADJOURNMENT

02:52:38 Adjournment: 11:55 A.M.

Jennifer O'Loughlin, Secretary

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Additional Exhibits:

EXHIBIT ([tah54a07](#)) Follow-up Questions on HB 640 Hearing

Additional Documents:

EXHIBIT ([tah54aad.pdf](#))